

# **EXHIBIT B**

**EXHIBIT B**  
**INDEX OF AUTHORITIES CITED IN APPENDICES**

**CASES**

<i>A &amp; M Supply Co. v. Microsoft Corp.</i> , No. 274164, 2008 WL 540883 (Mich. Ct. App. Feb. 28, 2008) (Ex. N) .....	M-2
<i>Am. Safety Ins. Serv., Inc. v. Griggs</i> , 959 So. 2d 322 (Fla. Dist. Ct. App. 2007) .....	L-2, M-1
<i>Am. Council, Certified Podiatric Physicians v. Am. Board Podiatric Surgery, Inc.</i> , 185 F.3d 606 (6th Cir. 1999) .....	D-1
<i>Apache Corp. v. MDU Res. Group, Inc.</i> , 603 N.W.2d 891 (N.D. 1999) .....	M-2
<i>Arena Res., Inc. v. Obo, Inc.</i> , 238 P.3d 357 (N.M. Ct. App. 2010) .....	L-3
<i>Baker Const. Co., Inc. v. City of Burlington</i> , 683 S.E.2d 790 (N.C. Ct. App. 2009) .....	M-2
<i>Beckler v. Visa U.S.A. Inc.</i> , No. Civ. 09-04-C-00030, 2004 WL 2475100 (N.D. Dist. Ct. Sept. 21, 2004) (Ex. P) .....	D-2
<i>Bray Lines Inc. v. Utah Carriers, Inc.</i> , 739 P.2d 1115 (Ut. Ct. App. 1987) .....	L-4
<i>Britt v. Britt</i> , 359 S.E.2d 467 (N.C. 1987) .....	L-3
<i>Brooks v. Valley Nat'l Bank</i> , 548 P.2d 1166 (Ariz. 1976) .....	L-1, L-2
<i>Brown &amp; Root Indus. Serv. v. Indus. Comm'n</i> , 947 P.2d 671 (Utah 1997) .....	E-2
<i>Byre v. City of Chamberlain</i> , 362 N.W.2d 69 (S.D. 1985) .....	D-2
<i>California v. Infineon Techs. AG</i> , No. C 06-4333 PJH, 2008 WL 1766775 (N.D. Cal. Apr. 15, 2008) (Ex. Q) .....	E-2
<i>California v. Infineon Techs. AG.</i> , 531 F. Supp. 2d 1124 (N.D. Cal. 2007) .....	F-1, F-2

<i>Ciardi v. F. Hoffmann La Roche, Ltd.</i> , 762 N.E.2d 303 (Mass. 2002).....	K-1
<i>Ciardi v. Hoffman LaRoche</i> , No. 993244, 2000 WL 33162197 (Mass. Super. Ct. 2000).....	F-1
<i>Clapp v. Goffstown Sch. Dist.</i> , 977 A.2d 1021 (N.H. 2009).....	L-3
<i>Cnty. Builders, Inc. v. Indian Motorcycle Associates, Inc.</i> , 692 N.E.2d 964 (Mass. App. Ct. 1998) .....	L-2
<i>Concrete Prods. Co. v. Salt Lake Cnty</i> , 734 P.2d 910 (Utah 1987).....	M-2
<i>Cornelison v. Visa U.S.A. Inc.</i> , Hearing Transcript, No. CIV 03-1350 (S.D. Cir. Ct. 2004) (Ex. S).....	D-2
<i>Dahlgren v. Audiovox Commc'ns Corp.</i> , No. 2002 CA 007884 B, 2012 WL 2131937 (D.C. Super. Ct. March 15, 2012) (Ex. T) .....	L-2
<i>Dalton v. Camp</i> , 548 S.E.2d 704 (N.C. 2001) .....	I-1
<i>Duke Energy Int'l, L.L.C. v. Napoli</i> , 748 F. Supp. 2d 656 (S.D. Tex. 2010).....	G-1
<i>E-Shops Corp. v. U.S. Bank Nat'l Ass'n</i> , 795 F. Supp. 2d 874 (D. Minn. 2011) .....	H-1
<i>Extraordinary Title Serv., LLC v. Fla Power &amp; Light Co.</i> , 1 So. 3d 400 (Fla. Dist. Ct. App. 2009).....	M-1
<i>Ferola v. Allstate Life Ins. Co.</i> , No. 050996, 2007 WL 2705534 (Mass. Super. Ct. Aug. 30, 2007) (Ex. U).....	L-2
<i>Freeman Indus. v. Eastman Chem. Co.</i> , 172 S.W. 3d 512 (Tenn. 2005) .....	F-2
<i>Frein v. Windsor Weeping Mary LP</i> , 2009 Ark. App. 774 (Ark. Ct. App. 2009) .....	L-1
<i>Fucile v. Visa U.S.A., Inc.</i> , No. 51560-03-CNC, 2004 WL 3030037 (Vt. Super. Ct. Dec. 27, 2004) (Ex. V).....	D-2
<i>Glenwood Farms, Inc. v. Ivey</i> , 228 F.R.D. 47 (D. Me. 2005).....	M-1

<i>Goshen v. Mut. Life Ins. Co.</i> , 774 N.E.2d 1190 (N.Y. 2002) .....	G-1
<i>Hawaii Med. Assoc. v. Hawaii Med. Serv. Assoc., Inc.</i> , 148 P.3d 1179 (Haw. 2006).....	E-1
<i>High v. Davis</i> , 584 P.2d 725 (Or. 1978) .....	L-3
<i>Ho v. Visa U.S.A. Inc.</i> , 2004 WL 1118534 (N.Y. Sup. Ct. Apr. 21, 2004) (Ex. W) .....	D-2
<i>Howard v. Turnbull</i> , 316 S.W.3d 431 (Mo. Ct. App. 2010) .....	L-3
<i>H-Quotient, Inc. v. Knight Trading Group, Inc.</i> , No. 03 Civ.5889 (DAB), 2005 WL 323750 (S.D.N.Y. Feb. 9, 2005) (Ex. X).....	F-1
<i>In re Aftermarket Filters Antitrust Litig.</i> , No. 08 C 4883, 2010 WL 1416259 (N.D. Ill. Apr. 1, 2010) (Ex. Y) .....	M-1, M-2
<i>In re Dynamic Random Access Memory Antitrust Litig.</i> , 516 F. Supp. 2d 1072 (N.D. Cal. 2007).....	F-2, J-2
<i>In re Dynamic Random Access Memory Antitrust Litig.</i> , 536 F. Supp. 2d 1129 (N.D. Cal. 2008).....	D-1
<i>In re Graphics Processing Units (GPU) Antitrust Litig.</i> , 527 F. Supp. 2d 1011 (N.D. Cal. 2007).....	I-1, J-1, J-2
<i>In re Intel Corp. Microprocessor Antitrust Litig.</i> , 496 F. Supp. 2d 404 (D. Del. 2007) .....	L-1
<i>In re Magnesium Oxide Antitrust Litig.</i> , Civ. No. 10-5943, 2011 U.S. Dist. LEXIS 121373 (D.N.J. 2011) (Ex. BB).....	D-1
<i>In re Microsoft Corp. Antitrust Litig.</i> , No. MDL 1332, Civ. JFM 03-741 through 03-748, 2003 WL 22070561 (D. Md. Aug. 22, 2003) (Ex. CC) .....	F-1
<i>In re Motor Vehicles Canadian Export Antitrust Litig.</i> , 235 F.R.D. 127 (D. Me. 2006).....	D-1
<i>In re Motor Vehicles Canadian Export Antitrust Litig.</i> , 350 F. Supp. 2d 160 (D. Me. 2004).....	H-1, J-1, L-1
<i>In re Packaged Ice Antitrust Litig.</i> , 779 F. Supp. 2d 642 (E.D. Mich. 2011) .....	H-1, J-1

<i>In re Plavix Indirect Purchaser Litig.</i> , No. 1:06-cv-226, 2011 WL 335034 (S.D. Ohio 2011) (Ex. DD) .....	D-2
<i>In re Potash Antitrust Litig.</i> , 667 F.Supp. 2d 907 (N.D. Ill. 2009) .....	M-1, M-2
<i>In re S.D. Microsoft Antitrust Litig.</i> , 707 N.W.2d 85 (S.D. 2005) .....	D-2
<i>In re Silk</i> , 937 A.2d 900 (N.H. 2007) .....	E-1
<i>Int'l Bhd. of Teamsters, Local 734 Health &amp; Welfare Trust Fund v. Philip Morris Inc.</i> , 196 F.3d 818 (7th Cir. 1999) .....	D-1
<i>Isom v. NE Lots LLC</i> , No. 288378, 2010 WL 143470 (Mich. Ct. App. Jan. 14, 2010) (Ex. GG) .....	L-2
<i>Jerry Harmon Motors, Inc. v. Heth</i> , 316 N.W.2d 324 (N.D. 1982) .....	L-3
<i>Johnston v. Brown</i> , 348 S.E.2d 391 (S.C. Ct. App. 1986) .....	L-3
<i>Kanne v. Visa U.S.A., Inc.</i> , 723 N.W.2d 293 (Neb. 2006) .....	D-1
<i>Kessel v. Monongalia County Gen. Hosp. Co.</i> , 648 S.E.2d 366 (W. Va. 2007) .....	D-3
<i>Knowles v. Visa U.S.A., Inc.</i> , No. CV-03-707, 2004 WL 2475284 (Me. Super. Ct. Oct. 20, 2004) (Ex. II) .....	D-1
<i>La Throp v. Bell Fed. Sav. &amp; Loan Ass'n</i> , 370 N.E.2d 188 (Ill. 1977) .....	L-2
<i>Lamp v. Am. Prosthetics, Inc.</i> , 379 N.W.2d 909 (Iowa 1986) .....	L-2
<i>Laughlin v. Evanston Hosp.</i> , 550 N.E.2d 986 (Ill. 1990) .....	D-1
<i>Lerfald v. General Motors Corp.</i> , Order re Certain Defendants' Motion to Dismiss Plaintiff's Consumer Fraud Act Claim; Certain Defendants' Motion to Stay and Certain Defendants' Motion to Dismiss for Lack of Personal Jurisdiction, No. CT 03-003327 (Minn. Dist. Ct. Nov. 7, 2003) (Ex. JJ) .....	J-1

<i>Merck &amp; Co. v. Lyon</i> , 941 F. Supp. 1443 (M.D.N.C. 1996) .....	G-1
<i>Meridian Project Sys. Inc. v. Hardin Constr. Co.</i> , 404 F. Supp. 2d 1214 (E.D. Cal. 2005) .....	G-1
<i>Minuteman v. Microsoft Corp.</i> , 795 A.2d 833 (N.H. 2002) .....	D-2
<i>Molo Oil Co. v. River City Ford Truck Sales, Inc.</i> , 578 N.W.2d 222 (Iowa 1998) .....	K-1
<i>Mueller Co. v. U.S. Pipe &amp; Foundry Co.</i> , No. 03-170-JD, 2003 WL 22272135 (D.N.H. Oct. 2, 2003) (Ex. LL) .....	G-1
<i>Munson v. Countrywide Home Loans, Inc.</i> , No. 08-13244, 2008 WL 5381866 (E.D. Mich. Dec. 17, 2008) (Ex. MM) .....	M-2
<i>N.C. Steel, Inc. v. Nat’l Council on Compensation Ins.</i> , 472 S.E.2d 578 (N.C. Ct. App. 1996) .....	D-2
<i>N.W. Med. Labs., Inc. v. Blue Cross &amp; Blue Shield</i> , 794 P.2d 428 (Or. 1990) .....	D-2
<i>Omnibank of Mantee v. United S. Bank</i> , 607 So. 2d 76 (Miss. 1992) .....	L-3
<i>One Step Up, Ltd. v. Webster Bus. Credit Corp.</i> , 925 N.Y.S.2d 61 (N.Y. App. Div. 2011) .....	L-3
<i>Owens Corning v. R.J. Reynolds Tobacco Co.</i> , 868 So. 2d 331 (Miss. 2004) .....	D-1
<i>Parker v. W. Dakota Insurors, Inc.</i> , 605 N.W.2d 181 (S.D. 2000) .....	L-4
<i>Peterson v. Cellco P’ship</i> , 80 Cal. Rptr. 3d 316 (Cal. Ct. App. 2008) .....	L-1, L-2
<i>Peterson v. Visa U.S.A, Inc.</i> , No. 03-8080, 2005 WL 1403761 (D.C. Super. Ct. Apr. 22, 2005) (Ex. OO) .....	D-1
<i>Princeton Ins. Agency, Inc. v. Erie Ins. Co.</i> , 690 S.E.2d 587 (W.Va. 2009) .....	D-3
<i>Prohias v. Pfizer, Inc.</i> , 485 F. Supp. 2d 1329 (S.D. Fla. 2007) .....	L-2

<i>Ray Reilly's Tire Mart, Inc. v. F.P. Elnicki, Inc.</i> , 537 A.2d 994 (Vt. 1987).....	L-4
<i>Riggs Nat'l Bank v. District of Columbia</i> , 581 A.2d 1229 (D.C. 1990) .....	I-1
<i>Rivers v. Amato</i> , No. CV-00-131, 2001 WL 1736498 (Me. Super. June 22, 2001) (Ex. QQ) .....	M-1
<i>Romero v. Philip Morris Inc.</i> , 242 P.3d 280 (N.M. 2010).....	D-2
<i>Rosetta v. Moretti</i> , No. 98-89, 2005 WL 1109638 (R.I. Super. May 4, 2005) (Ex. RR) .....	L-3
<i>Russell v. Zeemering</i> , No. 260660, 2006 WL 2382511 (Mich. Ct. App. Aug. 17, 2006) (Ex. SS).....	L-2
<i>Schoenbaum v. E.I. Dupont De Nemours &amp; Co.</i> , 517 F. Supp. 2d 1125 (E.D. Mo. 2007) .....	J-1
<i>Senne &amp; Co., Inc. v. Simon Capital Ltd. P'ship</i> , No. 93,302, 2007 WL 1175858 (Kan. Ct. App. Apr. 20, 2007) (Ex. TT) .....	L-2
<i>Slobin v. Henry Ford Health Care</i> , 666 N.W.2d 632 (Mich. 2003) .....	K-1
<i>Smith v. Stowell</i> , 125 N.W.2d 795 (Iowa 1964).....	L-2
<i>Soukop v. ConAgra Inc.</i> , 653 N.W.2d 655 (Neb. 2002) .....	E-1
<i>Southard v. Visa U.S.A, Inc.</i> , 734 N.W.2d 192 (Iowa 2007).....	D-1
<i>Southern Title Guar. Co., Inc. v. Bethers</i> , 761 P.2d 951 (Ut. Ct. App. 1988).....	L-4
<i>Spires v. Hosp. Corp. of Am.</i> , 289 F. App'x 269 (10th Cir. 2008).....	M-1
<i>Stark v. Visa U.S.A. Inc.</i> , No. 03-055030-CZ, 2004 WL 1879003 (Mich. Cir. Ct. July 23, 2004) (Ex. UU).....	D-1
<i>State ex rel. Palumbo v. Graley's Body Shop, Inc.</i> , 425 S.E.2d 177 (W. Va. 1992) .....	F-2

<i>Strang v. Visa U.S.A., Inc.</i> , No. 03 CV 011323, 2005 WL 1403769 (Wis. Cir. Ct. Feb. 8, 2005) (Ex. VV).....	D-3
<i>Sun Dun, Inc. of Wash. v. Coca-Cola Co.</i> , 770 F. Supp. 285 (D. Md. 1991).....	F-1
<i>Teague v. Bayer</i> , 671 S.E.2d 550 (N.C. Ct. App. 2009)) .....	D-2
<i>Tenn. Med. Ass’n v. Blue Cross Blue Shield of Tenn., Inc.</i> , 229 S.W.3d 304 (Tenn. Ct. App. 2007).....	D-2
<i>USLife Title Co. of Ariz. v. Gutkin</i> , 732 P.2d 579 (Ariz. Ct. App. 1986) .....	L-1
<i>Vinci v. Waste Mgmt., Inc.</i> 36 Cal. App. 4th 1811 (Cal. Ct. App. 1995).....	D-1
<i>Wille v. Sw. Bell Tel. Co.</i> , 549 P.2d 903 (Kan. 1976).....	I-1
<i>Winters v. County of Clatsop</i> , 150 P.3d 1104 (Or. Ct. App. 2007) .....	L-3
<i>Zinter v. Univ. of Minnesota</i> , 799 N.W.2d 243 (Minn. Ct. App. 2011) .....	L-2
<i>Zuccarini v. Hoescht (In re Cardizem CD Antitrust Litig.)</i> , 200 F.R.D. 326 (E.D. Mich. 2003).....	D-1

## STATUTES

Ariz. Rev. Stat. § 44-1412 .....	D-1
Ariz. Rev. Stat. §§ 44-152–44-1534 .....	C-1
Ariz. Rev. Stat. §44-1522(A).....	J-1
Ark. Code Ann. § 4-88-107(a).....	I-1
D.C. Code § 28-3904(r) .....	I-1
Fla. Stat. § 501.204 .....	H-1
Haw. Rev. Stat. § 480-2 .....	C-1, E-1
Haw. Rev. Stat. § 480-3 .....	D-1
Haw. Rev. Stat. §§ 480-4, 480-9.....	C-1



Haw. Rev. Stat. Ch. 480.....	C-1
Haw. Sess. L. Act 229 of 2002 .....	E-1
Iowa Code § 714H.2 .....	K-1
Iowa Code § 714H.5 .....	K-1
Iowa Code §§ 553.1–553.19 .....	C-1
Iowa Code §§ 714H.1–714H.8 .....	C-1
Kan. Stat. Ann. § 50-627 .....	I-1
Kan. Stat. Ann. § 50-634 .....	K-1
Kan. Stat. Ann. §§ 50-101–50-1,105 .....	C-1
Kan. Stat. Ann. §§ 50-617–50-6,120 .....	C-1
Mass. Gen. Laws Ch. 93, § 3 .....	F-1
Mass. Gen. Laws ch. 93A, §11 .....	K-1
Mich. Comp. Laws § 445.784(2) .....	D-1
Mich. Comp. Laws § 445.901.....	H-1
Mich. Comp. Laws § 445.901 <i>et seq</i> .....	K-1
Mich. Comp. Laws § 445.903.....	J-1
Mich. Comp. Laws §§ 445.771–445.788.....	C-1
Mich. Comp. Laws §§ 445.901–445.922.....	C-1
Minn. Stat. §§ 325F.001–325F.991 .....	C-1
Minn. Stat. § 325F.69 .....	H-1
Minn. Stat. §§ 325D.49–325D.66.....	C-1
Miss. Code Ann. § 75–24–15(1).....	K-1
Miss. Code Ann. §§ 75-24-1–75-24-231 .....	C-2
Miss. Code. Ann. §§ 75-21-1–75-21-39 .....	C-2
Mo. Rev. Stat. § 407.025 .....	K-1

Mo. Rev. Stat. §§ 407.010–407.1500 .....	C-2
Mo. Rev. Stat. §§ 416.010–416.640 .....	C-2
Mont. Code § 30-14-133 .....	K-1
N.C. Gen. Stat. § 75-1 .....	F-1
N.C. Gen. Stat. § 75-1.1 .....	C-2, I-1
N.C. Gen. Stat. §§ 75-1–75-49 .....	C-2
N.D. Cent. Code § 51-15-02 .....	H-1
N.D. Cent. Code §§ 51-15-01–51-15-11 .....	C-2
N.D. Cent. Code Ch. 51-08.1 .....	C-2
N.H. Rev. Stat. § 356:11 .....	E-1
N.H. Rev. Stat. §§ 356:1–356:14 .....	C-2
N.H. Rev. Stat. Ann. § 356:14 .....	D-2
N.H. Rev. Stat. Ann. § 358-A:2 .....	G-1
N.M. Stat. Ann. § 57-1-15 .....	D-2
N.M. Stat. Ann. §§ 57-1-1–57-1-19 .....	C-2
N.M. Stat. Ann. §§ 57-12-1–57-12-26 .....	C-2
N.M. Stat. Ann. §§ 57-12-2–57-12-3 .....	I-1
N.Y. Gen. Bus. Law § 340 .....	D-2
N.Y. Gen. Bus. Law §§ 340–347 .....	C-2
N.Y. Gen. Bus. Law §§ 349–350-F-1 .....	C-2
Neb Rev. Stat. §§ 59-801–59-831 .....	C-2
Neb. Rev. Stat. § 59-821 .....	E-1
Neb. Rev. Stat. §§ 358-a:1-358A:13 .....	C-2
Neb. Rev. Stat. §§ 59-1601–59-1623 .....	C-2
Nev. Rev. Stat. § 598A.050 .....	D-2

Nev. Rev. Stat. Ann. § 598A.060 .....F-1

Or. Rev. Stat. § 646.715..... D-2

Or. Rev. Stat. § 646.725..... D-2

S.D. Codified Laws § 37-24-6 ..... H-1

S.D. Codified Laws § 37-24-6..... J-2

S.D. Codified Laws §§ 37-1-1-37-1-33 ..... C-3

S.D. Codified Laws §§ 37-24-1-37-24-48 ..... C-3

Utah Code Ann. § 68-3-3.....E-2

Utah Code Ann. § 76-10-919.....E-2

Utah Code Ann. § 76-10-926..... D-2

Vt. Stat. Ann. tit. 9 §§ 2453-2466A ..... C-3

W. Va. Code § 47-18-16 ..... D-3

**TREATISES**

Restatement (First) of Restitution A§107(1) .....L-1